

Conference Engrossed

State of Arizona
Senate
Forty-sixth Legislature
First Regular Session
2003

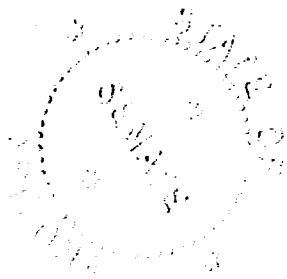
CHAPTER 236

SENATE BILL 1118

AN ACT

AMENDING SECTIONS 28-645 AND 28-647, ARIZONA REVISED STATUTES; RELATING TO
TRAFFIC SIGNS, SIGNALS AND MARKINGS.

(TEXT OF BILL BEGINS ON NEXT PAGE)



1 Be it enacted by the Legislature of the State of Arizona:

2 Section 1. Section 28-645, Arizona Revised Statutes, is amended to
3 read:

4 28-645. Traffic control signal legend

5 A. If traffic is controlled by traffic control signals exhibiting
6 different colored lights or colored lighted arrows successively one at a time
7 or in combination, only the colors green, red and yellow shall be used,
8 except for special pedestrian signals carrying a word legend. The lights
9 shall indicate and apply to drivers of vehicles and pedestrians as follows:

10 1. Green indication:

11 (a) Vehicular traffic facing a green signal may proceed straight
12 through or turn right or left unless a sign at that place prohibits either
13 turn. Vehicular traffic, including vehicles turning right or left, shall
14 yield the right-of-way to other vehicles and to pedestrians lawfully within
15 the intersection or an adjacent crosswalk at the time the signal is
16 exhibited.

17 (b) Vehicular traffic facing a green arrow signal, shown alone or in
18 combination with another indication, may cautiously enter the intersection
19 only to make the movement indicated by such arrow or such other movement as
20 is permitted by other indications shown at the same time. Vehicular traffic
21 shall yield the right-of-way to pedestrians lawfully within an adjacent
22 crosswalk and to other traffic lawfully using the intersection.

23 (c) Unless otherwise directed by a pedestrian control signal as
24 provided in section 28-646, pedestrians facing any green signal, except if
25 the sole green signal is a turn arrow, may proceed across the roadway within
26 any marked or unmarked crosswalk.

27 2. Steady yellow indication:

28 (a) Vehicular traffic facing a steady yellow signal is warned by the
29 signal that the related green movement is being terminated or that a red
30 indication will be exhibited immediately thereafter when vehicular traffic
31 shall not enter the intersection.

32 (b) Unless otherwise directed by a pedestrian control signal as
33 provided in section 28-646, pedestrians facing a steady yellow signal are
34 advised by the signal that there is insufficient time to cross the roadway
35 before a red indication is shown and a pedestrian shall not then start to
36 cross the roadway.

37 3. Red indication:

38 (a) Except as provided in subdivisions (b) and (c) of this paragraph,
39 vehicular traffic facing a steady red signal alone shall stop before entering
40 the intersection and shall remain standing until an indication to proceed is
41 shown. On receipt of a record of judgment for a violation of this
42 subdivision OR AN ACT IN ANOTHER JURISDICTION THAT IF COMMITTED IN THIS STATE
43 WOULD BE A VIOLATION OF THIS SECTION, the department shall order the person
44 to attend and successfully complete traffic survival school training and
45 educational sessions within sixty days after the department issues the order.

1 Notwithstanding section 28-3315, if the person fails to attend or
2 successfully complete traffic survival school training and educational
3 sessions, the department shall suspend the person's driving privilege
4 pursuant to section 28-3306 until the person attends and successfully
5 completes traffic survival school training and educational sessions. A
6 person whose driving privilege is suspended pursuant to this subdivision may
7 request a hearing. If the person requests a hearing, the department shall
8 conduct the hearing as prescribed in section 28-3306. A LAW ENFORCEMENT
9 OFFICER OR A JURISDICTION ISSUING A CITATION TO A PERSON WHO VIOLATES THIS
10 SUBDIVISION SHALL PROVIDE WRITTEN NOTICE TO THE PERSON THAT IF ELIGIBLE, THE
11 PERSON MAY ATTEND DEFENSIVE DRIVING SCHOOL OR, IF NOT ELIGIBLE OR IF THE
12 PERSON CHOOSES NOT TO ATTEND DEFENSIVE DRIVING SCHOOL AND IS CONVICTED OR
13 ENTERS A PLEA OF RESPONSIBLE FOR A VIOLATION OF THIS SUBSECTION, THE PERSON
14 MUST ATTEND AND SUCCESSFULLY COMPLETE TRAFFIC SURVIVAL SCHOOL TRAINING AND
15 EDUCATIONAL SESSIONS. THE NOTICE SHALL INCLUDE A REFERENCE TO RED LIGHT
16 VIOLATIONS AND STATE THAT IF THE PERSON IS REQUIRED TO ATTEND TRAFFIC
17 SURVIVAL SCHOOL THE PERSON WILL RECEIVE NOTICE FROM THE MOTOR VEHICLE
18 DIVISION.

19 (b) The driver of a vehicle that is stopped in obedience to a red
20 signal and as close as practicable at the entrance to the crosswalk on the
21 near side of the intersection, or if there is no crosswalk, then at the
22 entrance to the intersection, may make a right turn but shall yield the
23 right-of-way to pedestrians and other traffic proceeding as directed by the
24 signal. A right turn may be prohibited against a red signal at any
25 intersection if a sign prohibiting the turn is erected at the intersection.

26 (c) The driver of a vehicle on a one-way street that intersects
27 another one-way street on which traffic moves to the left shall stop in
28 obedience to a red signal but may then make a left turn into the one-way
29 street. The driver shall yield the right-of-way to pedestrians and other
30 traffic proceeding as directed by the signal at the intersection, except that
31 such left turn may be prohibited if a sign prohibiting the turn is erected
32 at the intersection.

33 (d) Unless otherwise directed by a pedestrian control signal as
34 provided in section 28-646, a pedestrian facing a steady red signal alone
35 shall not enter the roadway.

36 B. If an official traffic control signal is erected and maintained at
37 a place other than an intersection, this section applies except as to those
38 provisions of this section that by their nature can have no application. Any
39 stop required shall be made at a sign or marking on the pavement indicating
40 where the stop shall be made, but in the absence of a sign or marking the
41 stop shall be made at the signal.

42 C. The driver of a vehicle approaching an intersection that has an
43 official traffic control signal that is inoperative shall bring the vehicle
44 to a complete stop before entering the intersection and may proceed with
45 caution only when it is safe to do so. If two or more vehicles approach an

1 intersection from different streets or highways at approximately the same
2 time and the official traffic control signal for the intersection is
3 inoperative, the driver of each vehicle shall bring the vehicle to a complete
4 stop before entering the intersection and the driver of the vehicle on the
5 left shall yield the right-of-way to the driver of the vehicle on the right.

6 Sec. 2. Section 28-647, Arizona Revised Statutes, is amended to read:

7 28-647. Flashing signals

8 If an illuminated flashing red or yellow signal is used in a traffic
9 sign or signal it requires obedience by vehicular traffic as follows:

10 1. Flashing red stop signal. If a red lens is illuminated with rapid
11 intermittent flashes, drivers of vehicles shall stop before entering the
12 nearest crosswalk at an intersection or at a limit line if marked, or if
13 none, then before entering the intersection, and the right to proceed is
14 subject to the rules applicable after making a stop at a stop sign. On
15 receipt of a record of judgment for a violation of this paragraph, the
16 department shall order the person to attend and successfully complete traffic
17 survival school training and educational sessions within sixty days after the
18 department issues the order. Notwithstanding section 28-3315, if the person
19 fails to attend or successfully complete traffic survival school training and
20 educational sessions, the department shall suspend the person's driving
21 privilege pursuant to section 28-3306 until the person attends and
22 successfully completes traffic survival school training and educational
23 sessions. A person whose driving privilege is suspended pursuant to this
24 paragraph may request a hearing. If the person requests a hearing, the
25 department shall conduct the hearing as prescribed in section 28-3306. A LAW
26 ENFORCEMENT OFFICER OR A JURISDICTION ISSUING A CITATION TO A PERSON WHO
27 VIOLATES THIS PARAGRAPH SHALL PROVIDE WRITTEN NOTICE TO THE PERSON THAT IF
28 ELIGIBLE, THE PERSON MAY ATTEND DEFENSIVE DRIVING SCHOOL OR, IF NOT ELIGIBLE
29 OR IF THE PERSON CHOOSES NOT TO ATTEND DEFENSIVE DRIVING SCHOOL AND IS
30 CONVICTED OR ENTERS A PLEA OF RESPONSIBLE FOR A VIOLATION OF THIS PARAGRAPH,
31 THE PERSON MUST ATTEND AND SUCCESSFULLY COMPLETE TRAFFIC SURVIVAL SCHOOL
32 TRAINING AND EDUCATIONAL SESSIONS. THE NOTICE SHALL INCLUDE A REFERENCE TO
33 RED LIGHT VIOLATIONS AND STATE THAT IF THE PERSON IS REQUIRED TO ATTEND
34 TRAFFIC SURVIVAL SCHOOL THE PERSON WILL RECEIVE NOTICE FROM THE MOTOR VEHICLE
35 DIVISION.

36 2. Flashing yellow caution signal. If a yellow lens is illuminated
37 with rapid intermittent flashes, drivers of vehicles may proceed through the
38 intersection or past the signal only with caution.

APPROVED BY THE GOVERNOR MAY 19, 2003.

FILED IN THE OFFICE OF THE SECRETARY OF STATE MAY 20, 2003.

Passed the House April 10, 2003,

by the following vote: 43 Ayes,

14 Nays, 3 Not Voting

Jake Flake

Speaker of the House

Norman L. Moore

Chief Clerk of the House

Passed the Senate February 18, 2003,

by the following vote: 29 Ayes,

0 Nays, 1 Not Voting

Ken Bennett

President of the Senate

Charmian Bellinger

Secretary of the Senate

**EXECUTIVE DEPARTMENT OF ARIZONA
OFFICE OF GOVERNOR**

This Bill was received by the Governor this

_____ day of _____, 20____,

at _____ o'clock _____ M.

Secretary to the Governor

Approved this _____ day of

_____, 20____,

at _____ o'clock _____ M.

Governor of Arizona

S.B. 1118

**EXECUTIVE DEPARTMENT OF ARIZONA
OFFICE OF SECRETARY OF STATE**

This Bill was received by the Secretary of State

this _____ day of _____, 20____,

at _____ o'clock _____ M.

Secretary of State

HOUSE FINAL PASSAGE
as per Joint Conference

Passed the House May 13, 2003,

by the following vote: 48 Ayes,

10 Nays, 2 Not Voting

Jake Flake
Speaker of the House

Speman L. Moore
Chief Clerk of the House

SENATE FINAL PASSAGE
as per Joint Conference

Passed the Senate May 12, 2003,

by the following vote: 22 Ayes,

8 Nays, 0 Not Voting

Klu Blumett
President of the Senate

Chasmin Bellington
Secretary of the Senate

EXECUTIVE DEPARTMENT OF ARIZONA
OFFICE OF GOVERNOR

This Bill was received by the Governor

this 13 day of May, 2003

at 3:26 o'clock P M.

Sandra Hamirey
Secretary to the Governor

Approved this 19 day of

May, 2003,

at 4:30 o'clock P. M.

Jo Nye
Governor of Arizona

EXECUTIVE DEPARTMENT OF ARIZONA
OFFICE OF SECRETARY OF STATE

This Bill was received by the Secretary of State

this 20 day of May, 2003,

at 10:53 o'clock A M.

Janice L. Brewer
Secretary of State

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